



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re application of: John A. Hossack

Group Art Unit: 2621

Application No.: 09/369,510

Examiner: Choobin, Barry

Filed: August 6, 1999

For: MEDICAL DIAGNOSTIC ULTRASONIC IMAGING METHOD AND  
SYSTEM FOR DISPLAYING MULTI-PHASE, MULTI-FRAME IMAGES

Box DAC  
Commissioner for Patents  
Washington DC 202631

Attention: Petition Information  
Crystal Park One, Suite 520

**PETITION FOR REVIVAL OF AN APPLICATION  
FOR PATENT ABANDONED UNINTENTIONALLY  
UNDER 37 C.F.R. § 1.137(b)**

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SEP 09 2002  
OFFICE OF PETITIONS

The above-identified application became abandoned for Applicant's failure to timely file a proper reply to the Office letter mailed on November 27, 2001 (no reply was received).

The Applicant hereby petitions for revival of this application based on the following: a response was faxed providing a copy of the Response to the Examiner via facsimile on July 11, 2002, in response to the Examiners request, the fax confirmation page, the February 14, 2002, response, and a copy of a date stamped return postcard. Enclosed herewith are:

1. Notice of Abandonment.
2. A copy of the fax providing a copy of the Response to Examiner Choobin via facsimile on July 11, 2002, and the fax confirmation page.
3. A copy of the date stamped return postcard.

It is believed that no fees are due on the part of the Applicant. However, if the Commissioner disagrees the Commissioner is authorized to charge any fees or credit any overpayments to Deposit Account No. 19-2179.

Date: 8/28/2002

Respectfully submitted,

Henry J. Groth  
Reg. No. 39,696  
Attorney for Applicant



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/369,510	08/06/1999	JOHN A HOSSACK	1998P82218 US01	6883

757 7590 07/31/2002

BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, IL 60610



EXAMINER

CHOOBIN, BARRY

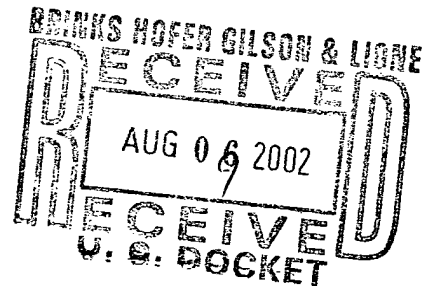
ART UNIT	PAPER NUMBER
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2621

DATE MAILED: 07/31/2002

21

Please find below and/or attached an Office communication concerning this application or proceeding.



# Notice of Abandonment



Application No.  
09/369,510

Applicant(s)

Hossack

Examiner

Choobin Barry

Art Unit

2621



-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

This application is abandoned in view of:

1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on Nov 27, 2001.
  - (a) ☐ A reply was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.
  - (b) ☐ A proposed reply was received on \_\_\_\_\_, but it does not constitute a proper reply under 37 CFR 1.113(a) to the final rejection.  
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
  - (c) ☐ A reply was received on \_\_\_\_\_ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
  - (d) ☒ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
  - (a) ☐ The issue fee and publication fee, if applicable, was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
  - (b) ☐ The submitted issue fee of \$\_\_\_\_\_ is insufficient. A balance of \$\_\_\_\_\_ is due.  
The issue fee required by 37 CFR 1.18 is \$\_\_\_\_\_. The publication fee, if required by 37 CFR 1.18(d) is \$\_\_\_\_\_.
  - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
  - (a) ☐ Proposed new formal drawings were received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply.
  - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interferences rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☐ The reason(s) below:

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LEO BOUDREAU  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 2600

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.



**FACSIMILE COVER SHEET**

Date: July 11, 2002

To: Examiner Barry Chobin for 09/369,510  
Fax No: (703)746-5934

From: Craig Summerfield, 37,947  
Tel. No: (312) 321-4726

Client No: 5050/584

No. of Pages  
(inc. this page): 9

Confirmation Copy To Follow: Yes ☐ No ☒

IF YOU HAVE ANY PROBLEMS RECEIVING THIS MESSAGE,  
PLEASE CALL 312-321-4200 AND ASK FOR: \_\_\_\_\_

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**COVER MESSAGE:**

Examiner Chobin:

Attached are a copy of the transmittal cover sheet showing the Response was enclosed and a copy of the Response. The transmittal cover sheet indicates that the Response was mailed Feb. 14, 2002. The certificate of mailing on the Response indicates the Response was mailed Feb. 14, 2002. Also enclosed is a date stamped copy of a return postcard. The PTO indicates that the Response was received on Feb. 28, 2002. The Response was mailed with the other documents you indicated were in the file.

Craig Summerfield, *Craig Summerfield*, July 11, 2002  
Reg. No. 37,947

Sent via facsimile on July 11, 2002 for U.S. Application No. 09/369,510.

**BRINKS  
HOFFER  
GILSON  
& LIONE**

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50501584  
Case No. 1998P82218 USOI  
Applicant John Hossack, et al.



Director of the United States Patent & Trademark Office  
Washington, DC 20591

Please Serial No: 09/369,510  
Transmittal Letter (in dup.), Response to Office Action dated  
Nov. 27, 2001, Associate Power of Attorney and Change of  
Correspondence Address, Request for Correction of Filing  
Receipt, Copy of Filing Receipt, and return post card.

BRINKS HOFER GILSON & LIONE

By: Craig A. Summerfield

Date of Mailing: February 14, 2002